

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

NORTHWEST DIRECT TELESERVICES,  
INC.,

3:11-CV-910-PK  
ORDER

Plaintiff,

v.

MAX ZWEIZIG,

Defendant.

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**BROWN, Judge.**

Magistrate Judge Paul Papak issued Findings and Recommendation (#44) on November 18, 2011, in which he recommends this Court deny Plaintiff's Petition (#1) to Modify or Vacate Arbitration Award, grant in part and to deny in part Defendant's Petition (#9) to Vacate in Part and Confirm in Part Arbitration Award, and confirm the arbitration award in its entirety. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, this Court is relieved of its obligation to review the record *de novo*. *Shiny Rock Min. Corp v. U.S.*, 825 F.2d 216, 218. (9<sup>th</sup> Cir. 1987). *See also Lorin Corp. v. Goto & Co.*, 700 F.2d 1202, 1206 (8<sup>th</sup> Cir. 1983). Having reviewed the legal principles *de novo*, the Court does not find any error.

#### **CONCLUSION**

The Court **ADOPTS** Magistrate Judge Papak's Findings and

Recommendation (#44). Accordingly, the Court **DENIES** Plaintiff's Petition (#1) to Modify or Vacate Arbitration Award, **DENIES in part** Defendant's Petition (#9) to the extent that Defendant seeks to vacate the arbitration award, and **GRANTS in part** Defendant's Petition to the extent that he seeks confirmation of the arbitration award. Thus, the Court **CONFIRMS** the arbitration award in its entirety.

IT IS SO ORDERED.

DATED this 14<sup>th</sup> day of February, 2012.

/s/ Anna J. Brown

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ANNA J. BROWN  
United States District Judge